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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 09/715,902 | 11/17/2000 | John James Donnelly | 1627.003 | 5612 |
| 27476 7590 12/17/2009 NOVARTIS VACCINES AND DIAGNOSTICS INC. INTELLECTUAL PROPERTY- X100B P.O. BOX 8097 Emeryville, CA 94662-8097 | | | | |
| EXAMINER | | | | |
| WEHBE, ANNE MARIE SABRINA | | | | |
| ART UNIT | | PAPER NUMBER | | |
| 1633 | | | | |
| MAIL DATE | | DELIVERY MODE | | |
| 12/17/2009 | | PAPER | | |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

| | | |
|--|--|---|
| <i>Examiner-Initiated Interview Summary</i> | | Application No. 09/715,902 Applicant(s) DONNELLY ET AL. Examiner Anne Marie S. Wehbe Art Unit 1633 |
|--|--|---|

All Participants:

(1) Anne Marie S. Wehbe.

(2) David Bonham.

Date of Interview: 2 December 2009

Type of Interview:

☒ Telephonic

☐ Video Conference

☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Status of Application: _____

(3) _____

(4) _____

Time: _____

Exhibit Shown or Demonstrated: ☐ Yes ☐ No

If Yes, provide a brief description: _____

Part I.

Rejection(s) discussed:

103 rejection

Claims discussed:

1, 29, 46, 50, 58

Prior art documents discussed:

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

Part III.

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.

☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

/Anne Marie S. Wehbe/
Primary Examiner, Art Unit 1633

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: The examiner contacted applicant's representative to discuss possible amendments to the claims for allowance. The examiner indicated that the inclusion of the limitation "wherein polynucleotide is not entrapped within said microparticles" made claims 55-59 allowable, and suggested cancelling claim 1 and amending claims dependent on claim 1 to depend on claim 58. The examiner also suggested cancellation of claims 29, 46, 50, and 54, and the amendment of claims 52-53 to fix claim dependency. Applicant's representative indicated that they would discuss the proposed amendments with the client.